

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JOSE FERNANDEZ, on behalf of himself,  
individually, and on behalf of all others  
similarly-situated,

Plaintiff,

-against-

BROWNIE'S CAFÉ AT COLUMBIA, INC.,  
and STEVEN BROWN, individually, and  
EILEEN MENDOZA, individually,

Defendants.

Case No.: 1:16-cv-08461 (JCF)


**STIPULATION AND PROPOSED ORDER OF FINAL DISMISSAL WITH PREJUDICE  
OF PLAINTIFF'S CLAIMS**

IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff Jose Fernandez ("Plaintiff") and Defendants Brownie's Café at Columbia, Inc., Steven Brown and Arlene Mendoza (improperly named as "Eileen Mendoza") (collectively "Defendants"), by and through their undersigned counsel, that the Negotiated Settlement Agreement and Release in this matter having been reviewed by the Court and found to be fair and reasonable, Plaintiff's claims in the above-captioned action shall be dismissed in their entirety, with prejudice, in accordance with the terms of the Negotiated Settlement Agreement and Release.

Respectfully submitted,

BORRELLI & ASSOCIATES, P.L.L.C.  
*Attorneys for Plaintiff*  
655 Third Avenue, Suite 1821  
New York, NY 10017  
Tel. No. (212) 679-5000

By:

  
Michael R. Minkoff

Dated: June 29, 2017

JACKSON LEWIS P.C.  
*Attorneys for Defendants*  
666 Third Avenue, 29<sup>th</sup> Floor  
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By:

  
Jason A. Zoldessy

Dated: June 29, 2017

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SO ORDERED on this 30<sup>th</sup> day of June, 2017.

James C. Francis IV  
Hon. James C. Francis  
United States Magistrate Judge

I have reviewed the settlement Agreement and find it to be fair and reasonable.